

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 17th day of November, 2009 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

Roll Call consisted of the following:

Jeff Dredge,	Council Chair
Krista Dunn,	Council Member
Pat Griffiths,	Council Member
Robbie Robertson,	Council Member
Jim Brass,	Council Member - Conducted

Others who attended:

Daniel Snarr,	Mayor
Jan Wells,	Chief of Staff
Michael Wagstaff,	City Council Director
Carol Heales,	City Recorder
Frank Nakamura,	City Attorney
Craig Burnett,	Assistant Police Chief
Pat Wilson,	Finance Director
Gil Rodriguez,	Fire Chief
Tim Tingey,	Economic & Redevelopment Director
Lonnie Bennett,	Animal Control
Darren Stam,	Council Member Elect
Stacey Marie Hansen,	Miss Murray
Norm Nielson,	Former Council Member
Boy Scouts	
Citizens	

A. OPENING CEREMONIES

1. Pledge of Allegiance - Gil Rodriguez, Fire Chief

2. Approval of Minutes of October 20, 2009..

Ms. Griffiths made a motion to approve the minutes with corrections.
Mr. Robertson 2nd the motion.

Call vote recorded by Ms. Heales

All Ayes

3. Mr. Brass stated that there is a tradition in Murray City to invite the Boy Scouts in attendance to stand and introduce themselves, their Troop Leaders, and which Merit Badges they are working on.

The Scouts in attendance stood and introduced themselves and their leaders.

4. Special Recognitions:

1. **Recognition and Special Introduction of the 2009-2010 Miss Murray, Stacey Marie Hansen.**

Staff presentation Mayor Snarr

Mayor Snarr stated that once a year he has the honor of introducing the new Miss Murray; even though she won this competition back in September it is now time to have her on the agenda.

The Mayor said that she is effervescent, vivacious, and can ride a motorcycle as well. She has already attended one parade, and they had a lot of fun. Mayor Snarr read from her bio: "*Stacie Marie Hansen was born August 23, 1989, and wanted to be Miss Murray ever since. She is the daughter of Alma and Karen Hansen, and loves her amazing family. Jeff, Spencer, Davis and Mindy, as well as their spouses and kids, plus her Yorkshire terrier, Bebe.*"

Mayor Snarr thanked her older brothers, who helped him in his campaign of 1997, and is forever grateful. "*She graduated from Murray High School in 2008, and now attends the number one university in the state of Utah, University of Utah. Stacie Marie's talent at Miss Murray, was dancing, but she also loves to sing and play the piano. In her spare time, Stacie loves hiking, biking and reading anything that she is not assigned to read from her professors. She has been a leader her entire life; some of her*

leadership roles include Student Body President of Hillcrest Jr. High School, Senior Class President of Murray High School, Head Captain of the Spartonians Drill Team, Captain of her dance company at the Winner School, and a counselor at the Be the Best You Youth Camp director by Barbara Barrington Jones. Stacie Marie loves to serve, she has worked with the Make A Wish Foundation for four years, and has personally raised about \$8,000 for them. She was a big sister for Big Brothers, Big Sisters and a historical for Murray High Schools Club Interact.

Stacie Marie has been recognized for her abilities in dancing, leading and serving. Some of her favorite awards are Above and Beyond Volunteer Award from Make A Wish Foundation, Seroptimistic International Volunteer Community Service Award, Miss Congeniality, and in three different pageants, Northern Utah's Junior Miss, Presidents Gold Education Award, Presidents Gold Volunteer Service Award, and a dance scholarship from Ivan from So You Think You Can Dance. She was also the first person to be the recipient of both Murray's Rotary Top Volunteer and Top Ten Student Award. Stacie Marie now teaches dance technique and Clayton Productions, where she has sang and danced for ten years. Someday, she will own a salon for young girls and their mothers where she can tell every girl and mother, that she is a princess.

Stacie Marie's crowning moment in life was September 12, 2009, when her dream came true and she became Miss Murray. Stacie Marie wants to thank all of you for supporting the Miss Murray Program, and promise to make Murray a better and safer city." She is an absolutely incredible person and a lot of fun to be with, and the Mayor is looking forward to the next year of the times they will be able to share together and she will represent Murray very well.

Mayor Snarr invited Stacie Marie to come up and share her platform with the audience.

Stacie Marie recognized her parents, Alma and Karen, her grandpa "Grumps" and her niece McKenzie. She is very excited about this, saying she has wanted this her whole life; when she was in second grade, someone who is on the committee now, was Miss Murray at that time, and she came to her school and told her that she could change the world, and she believe she could. That is why she is here today, to change the world. She hopes that everyone will help her with that.

Stacie Marie said that her platform is crime prevention and awareness. With crime prevention, she is starting a pay-it-forward plan. Mostly it is in the Elementary, Jr. High and High schools; one of the items is a paper chain, starting this along with the sub-for-santa program. Many of the kids can't give along with giving money, so they are asking them to do is turn in a small paper chain, so that they have done something kind to help someone out for the Christmas season. One will be kept here in City Hall, in the District, and in all of the Murray Schools. Hopefully, if some of the businesses want one, that would be awesome too. In May, they will all be linked together at Arts Fest to show how far a little kindness can go.

She chose to do a pay-it-forward program because of Rachael Scott, who was the first person killed in the 1999 Columbine shootings, and about a month before she died, she wrote an essay called "My Ethics, My Codes of Life"; in that essay, she wrote "I think that if one person were to go out of their way to be kind to somebody else, it would create a chain reaction of the same. People never know how far a little kindness can go." Stacie Marie has much respect her and thinks of her as an amazing woman, she died when she 17, and she has changed the world; but she feels that she was wrong, we know exactly how far a little kindness can go - it can change the world. That is why we are creating this paper chain.

A couple of the things that they are doing for pay-it-forward: She has a pay-it-forward card, also called "kindness cards", where you write your name on the back, do something nice for someone else, and they do the same, and it keeps on going. Once that has been done, you go onto her blog, and write what you did, and your experience with that, and they will track exactly how far a little kindness can go. They also have "hero cards" which is done the same way but is for those people who do not get enough recognition, such as lunch ladies, custodial staff, parents, etc.

She is also getting pay-it-forward bracelets for all of the school students, and for anyone in wards etc. that want them, to keep the spirit alive.

With awareness, she will be setting up neighbor watch programs in all of the Murray neighborhoods starting in January. She knows that this is a huge task to undertake, but she is ready and has cleared her schedule for it, and is very excited about it. We have an

awesome city, with awesome leaders, people, and education systems, and the only thing that will bring it down is crime. We need to be watching out for each other.

Stacie Marie thanked everyone for helping out with the program, especially helping out financially with it, as it has given her so many opportunities, and these doors that are being opened to her would never have opened.

DRAFT

Ms. Griffiths mentioned that Stacie Marie's grandfather, Norm Neilson, sat in the chair that she is now sitting in.

Ms. Dunn added that Stacie has been her very close neighbor for 16 years, and not only is she a beautiful and talented girl, but a great kid who was such a good example to her daughter, who looks up to her. The City couldn't have anyone better representing the City as Miss Murray.

AWAITING

B. CITIZEN COMMENTS (Comments are limited to 3 minutes unless otherwise approved by the Council.)

FORMAL

Morgan Selph, 1080 Fair Haven Circle, Murray Utah

Mr. Selph stated that he is a resident of Murray, a scout master, and also serve as the Chair on the Parks and Recreation Advisory Board. In their last meeting they had a brief discussion about the Blue Print Jordan River; they read and discussed the staff report regarding that, and last week there was a Committee of the Whole meeting relating to that, which he was unable to attend. Mr. Selph wanted to share some thoughts on this, and encourage the City to become involved.

APPROVAL

One of the concerns that he read about in the staff report was whether or not the Blue Print Jordan River truly represented the thoughts of Murray City citizens. He is not sure whether it does or not, he is not familiar how the data was gathered for that, but he does know that the City's Parks and Recreation Master Plan last year was not funded. He would suggest that if that is funded in the future, that these are some questions we would be asking the citizens relating to the Blue Print Jordan River, and ask and find out if some of the principles espoused in the Blue Print Jordan River were important to our citizens or not. He personally believes that it is important for us as a strong, leading city in this valley to take an active part in this group of people that have important goals and objectives with the Blue

Print Jordan River. Two of the things that have made a great riparian corridor with recreational and environmental aspects are funding and power to do so. The staff report said that we don't want to do either one of those things at this point, and he knows it's a tricky and difficult question, and has a lot of issues wrapped in those two items, one is the economy and why would Murray City want to give up their power? He does not know all the answers to that, but does know that without it, the vision of the Jordan River cannot go anywhere and it hasn't gone anywhere.

Mr. Selph knows we have done a great job in Murray, but he feels that we should be good partners and willing to work together with the rest of these cities. He is volunteering to work with the Park Board, and would love to continue working in that capacity, and would love to see that Master Plan funded soon in the near future so that we could find out exactly what the future for Parks and the Jordan River is for our citizens.

Mr. Grass asked if Mr. Selph has read their plan? Mr. Selph said he had.

AWAITING

Public Comment closed.

FORMAL

C. CONSENT AGENDA

None scheduled

APPROVAL

D. PUBLIC HEARINGS

1. Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

Consider and Ordinance relating to zoning: amends the General Plan from Residential Single Family Low Density to General Office and amends the zoning map from R-1-8 to G-O for the property located at approximately 6105 South Fashion Boulevard, Murray, Utah. (Terra Firma Properties.)

Staff presentation: Tim Tingey, Community and Economic Development Director.

Mr. Tingey stated that this proposal was taken to the Planning Commission on October 1, 2009, and is a General Plan proposed changed, as well as a re-zone. The property is a parcel that fronts on Fashion Place; the General Plan allows for flexibility, even though this property is specifically outlined in the General Plan to stay residential single-family, there is flexibility that is allowed when there are unique circumstances related to property. This is a case where staff has reviewed this and feel that this is a special case, primarily because the property is adjacent to the General Office, both on the East and the North sides, it fronts Fashion Boulevard, and they feel it is more conducive to General Office zone based on this. They also feel it will square off the property. It is also discussed in the staff report, a General Office zoning designation is a buffering between residential and commercial uses, and based on all of these elements, the Planning Commission gave a recommendation of approval that has been submitted to the Council, and staff has recommended approval for the change.

Chaz Johnson, 2192 Margaret Park Drive, Riverton Utah

Mr. Johnson stated that he represents the owner of the property, with a group called the Rockworth Companies, which is the real estate development company. He said that the owner had approached them asking for assistance with this property, which his family has owned for several generations now, and feels that it is time to do something more. He has had renters in the home, and it continues to deteriorate. He has no immediate plans for development, but thinks that an office use would be most appropriate, as staff has addressed.

Public Hearing opened for public comment.

None given

Public Hearing closed

Council consideration of the above matter to follow Public Hearing

Mr. Dredge made a motion to adopt the Ordinance.
Ms. Dunn 2nd the motion.

Call vote recorded by Carol Heales:

A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Mr. Robertson
A Mr. Brass

Motion passed 5-0

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E. UNFINISHED BUSINESS

None scheduled

F. NEW BUSINESS

1. **Consider a Resolution adopting the Regular Meeting Schedule for the Murray City Municipal Council for calendar year 2010.**

Staff presentation: Mr. Dredge, Council Member

Mr. Dredge asked if there was any discussion by the Council regarding this schedule.

No discussion noted.

Ms. Griffiths made a motion to adopt the Resolution.
Mr. Robertson 2nd the motion.

Call vote recorded by Carol Heales:

A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Mr. Robertson
A Mr. Brass

Motion passed 5-0

2. Consider an Ordinance amending Chapter 6.04 and enacting Chapter 6.24 of the Murray City Municipal Code relating to animal control.

Staff presentation: Pete Fondaco, Police Chief & Ana Arantes, Animal Control

Ms Arantes summarized the Feral Cat Program, stating that they are asking for an alliance with No More Homeless Pets in Utah, which will allow them to hopefully lower the number of intake animals, raise the number of adoptions, and lower the number of euthanasias performed by allowing people to feed feral cats. They will be able to spay and neuter, as well as vaccinate the feral cats, then setting them to roam in their colonies and cared for by volunteers.

The TNR, or Trap, Neuter and Return, program works with volunteers to pick up the feral cats, neuter them, and then return them to their habitat.

Ms. Dunn asked who covers the costs of doing all of this?

Ms. Arantes said that there is a \$5,000 cost. Chief Fondaco said that those monies will be a line item in the Police budget, which will cover approximately 150 cats. Any more than that, No More Homeless Pets will be covering the cost. Right now, the cost for impounding an animal and keeping them there, euthanising and disposing of the animal is approximately \$80.00; fixing them and having someone care for them is approximately \$50.00.

Chief Fondaco said that it is a big stride in having our shelter put down as few animals as possible.

Mr. Dreege said that this has a net effect of fewer feral cats, which is counter intuitive, but its true.

Chief Fondaco said that with neutering the animals, the communities will eventually die off, and they don't let new pets into the community.

Ms. Arantes said that trap and kill actually raises the numbers of cats, as cats reproduce through the amount of food in the area, and if they can get these communities vaccinated and neutered, it will lower the numbers.

Ms. Griffiths said that they had mentioned that they had identified ten communities of these cats in the Murray area. Ms. Arantes said that yes, if they can get the TNR in those areas, then hopefully in a few years, they would not be receiving any feral cats at the shelter.

Ms. Dunn made a motion to adopt the Ordinance.
Mr. Robertson 2nd the motion.

Call vote recorded by Carol Heales:

A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Mr. Robertson
A Mr. Brass

Motion passed 5-0

3. **Consider an Ordinance amending Sections 2.04.040, 2.04.050, 2.04.060, and 2.04.070 and enacting Section 2.04.080 and 2.04.090 of the Murray City Municipal Code relating to City Council Meetings.**

Staff presentation: Frank Nakamura, City Attorney

Mr. Nakamura said that this is updating our Ordinances to make them consistent with State Law. In previous meetings, we have dealt with the powers of the Council and we are making sure that our Ordinances, as they relate to the Council, are updated. This is incorporating the provisions of the Utah Open and Public Meetings Act, being much more specific in regards to open meetings, notices, quorum, and when you can close a meeting in the process of closing a meeting.

Ms. Griffiths made a motion to adopt the Ordinance.
Ms. Dunn 2nd the motion.

Call vote recorded by Carol Heales:

A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Mr. Robertson
A Mr. Brass

Motion passed 5-0

4. Consider an Ordinance amending Chapter 2.48 of the Murray City Municipal Code relating to the Redevelopment Agency.

Staff presentation: Frank Nakamura, City Attorney

Mr. Nakamura stated that this was part of the effort to update the Code, making it consistent with Utah Law; on the Redevelopment Agency, the Legislature has enacted new provisions in terms of the Redevelopment, and also the terminology has changed in terms of the Urban Renewal. The Limited Purposes Local Government Entities, Community Development and Renewal Agencies Act. They have changed some terminology. In addition, in terms of its authority, we can now do economic development areas and the community development areas, which are new as well as creating RDA project areas; so they have added those provisions as well.

Mr. Robertson made a motion to adopt the Ordinance.
Mr. Dredge 2nd the motion.

Call vote recorded by Carol Heales:

 A Ms. Griffiths
 A Ms. Dunn
 A Mr. Dredge
 A Mr. Robertson
 A Mr. Brass

Motion passed 5-0

5. Consider a Resolution amending the operating Rules of the Murray City Municipal Council by adding a provision governing a policy and initiative development process.

Staff presentation: Robbie Robertson & Jim Brass, Council Members

Mr. Robertson stated that this is to set a procedure by which the City Council, which has a requirement of passing Ordinances, Laws, Budgets, and such, as to how we pass Ordinances, Resolutions, Administrative Rules, etc. It sets out those policies so that they have a course to follow, as well a way to follow up on those that have been passed and to see if they are working as they should be.

Ms. Griffiths made a motion to adopt the Resolution.
Mr. Dredge 2nd the motion.

Call vote recorded by Carol Heales:

A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Mr. Robertson
A Mr. Brass

DRAFT

Motion passed 5-0

G. MAYOR'S REPORT

Mayor Snarr mentioned that there were some challenges with the In & Out Burger, and the regional site location flew back in from California today, and they are looking at some other sites. They have not given up on the original site, they are going to have some additional meetings with the people involved and the Mayor feels that it would be a nice addition to our City. Down in Provo, they lost two of them to Orem, and they really want to have another site here; geographically, this is a good place for them to be because of the intersections of I-215, State Street and I-15 corridors, coming into Murray City makes it a very dynamic place for In & Out Burger to be successful. They have looked up in Cottonwood Heights, and they said no, this is where they want to be, so we are going to continue down that path.

They are also looking at the possibility of a hotel, albeit over on the frontage road.

Mr. Robertson asked if there is any chance that the other one is going to work.

Mayor Snarr said that no, they are trying, but obviously everything has to pencil out, and right now the figure is such that it doesn't make economic sense to do it. There are other locations; they would like to purchase the property, which is their ultimate goal rather than long-term lease. They are interested enough in a site here that they are willing enough to entertain a long-term lease of at least 20 years. Maybe one way or another, we will get one here in Murray.

H. QUESTIONS OF THE MAYOR

None

ADJOURNMENT